

**COUNCIL MEETING**  
**MONDAY JANUARY 29, 2018**  
**COUNCIL CHAMBERS**  
[www.lackawannany.gov](http://www.lackawannany.gov)

Regular session of the Lackawanna City Council met in the Council Chambers, Council President Keith Lewis presiding. The meeting was preceded by the Pledge of Allegiance led by Council President Lewis.

Meeting called to order

NB: Meeting being recorded

Roll Call: Council: Present: Iafallo, Leonard, Surdyke, Lewis

Dept. Heads: Present: Law, Comptroller, Development, Public Safety, Public Safety,  
Recreation

**Approval of Minutes:** of reorganizational/regular meeting of January 3, 2018

Moved by Lewis seconded by Iafallo to adopt minutes of regular meeting of January 3, 2018 as written

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Departmental Reports:**

1. City Comptroller-A/P Check Listing #25, December 28, 2017
2. City Comptroller-A/P Check Listing #26, January 4, 2018
3. City Comptroller-A/P Check Listing #27, January 11, 2018
4. City Comptroller-A/P Check Listing #28, January 22, 2018
5. City Treasurer-Total receipts deposited into the General Fund Account for the month of December 2017
6. City Clerk-Monthly revenue report for December 2017

Moved by Lewis seconded by Iafallo receive and file departmental reports one thru six

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Communications from the Mayor:**

**Lobbyist Contract Extension Agreement**

7. To: City Council

Please find the attached contract extension agreement between Masiello, Martucci, Calabrese & Associates (MMCA) and the City of Lackawanna that extends the terms and conditions of our lobbying agreement from February 23, 2018 through February 23, 2019.

I am requesting your Honorable Body approve the agreement so that I may notify MMCA so that they may continue to lobby state government and other entities on our behalf.

Your anticipated cooperation is greatly appreciated.

**MAYOR GEOFFREY M SZYMANSKI**

Moved by Lewis seconded by Surdyke approve request

**Communications from Department/Division Heads:**

**Veterans Stadium-Metal Roof Pavilion**

8. To: City Council

I respectfully request that the City of Lackawanna explore the idea of building a metal roof pavilion at Veterans Stadium. The pavilion would be erected where the annual Lackawanna Festival beer tent is placed. I suggest at least a 40x80 open gazebo with a 12' x 40' cold storage room.

Recreation has spent \$4667 in 2017 renting tents, tables and chairs at Veterans Stadium. The cold storage room would store our tables and chairs (that of course would have to be purchased). In 2016, Lackawanna Recreation spent \$5112 on these rentals. I have looked into this project and estimate that the cost for the pavilion with cold storage would be \$76,000. That price includes \$5000 fee for stamped architect drawings, \$15,000 electrical, and \$14,000 for the cold storage building. I think the electrical installation could be much less expensive, along with the architect drawings as well. The building alone is \$42,000 and the electrical and cold storage could be added on later or even built by City Employees.

(Estimate on file with City Clerk)

**RIC ZYBERT-DIRECTOR of RECREATION**

Moved by Lewis seconded by Iafallo receive and file

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Discrimination and Harassment Policy**

9. To: City Council

Please put the attached employee policy on the agenda for council approval. Thank you.

(Complete policy on file with City Clerk)

**ANTONIO SAVAGLIO-CITY ATTORNEY**

Moved by Lewis seconded by Surdyke to approve policy

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Fire Department-Pumper Tires**

10. To: City Council

I would like to transfer \$400 from account 3410.0443 to account 3410.0416 to cover an imbalance from the unexpected replacement of two front tires on one of the pumpers.

If you have any questions please feel free to call me.

**RALPH GALANTI-FIRE CHIEF**

Moved by Lewis seconded by Iafallo receive and file, act on ordinance

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**DPW-Request Purchase of Snow Plow Truck**

11. To: City Council

I request that the Council approve the purchase of a 2015 Sterling Snow Plow Truck:

VIN 1FVHG3DV0FHGG9646, in the amount of \$195,000.00 from the Town of Hornellsville.

If you have any further questions please contact me.

**ANTHONY DESANTIS-COMMISSIONER of PUBLIC WORKS**

Moved by Lewis seconded by Leonard to approve request

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Transfer of Funds-Animal Control**

12. To: City Council

This letter serves to request your honorable body transfer \$100.00 from A3510.255 to A3510.256 to cover a shortage in funds for Control of Animals-Rodent Control Equipment.

Thank you for your anticipated cooperation in the above regard.

**JAMES T KUNA-DIRECTOR of PUBLIC SAFETY**

Moved by Lewis seconded by Iafallo receive and file, act on ordinance

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Police Department-Budget Transfer**

13. To: City Council

I am requesting a budget transfer of \$12,000.00 to budget account A.3120.418 Police-Uniforms and Accessories from account codes:

A.3120.405 Police-Departmental Supplies-\$1,000

A.3120.422 Police-Electric-\$4,000

A.3120.443 Police-Repairs to Equipment-\$5,000.00

A.3120.444 Police-Service contract-\$2,000.00

This adjustment is necessary to pay for the police uniform for the new officers.

**CAROLYN A NICOMETO-CITY COMPROLLER**

Moved by Lewis seconded by Iafallo receive and file, act on ordinance

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Ordinances-Traffic & Vehicles, Officers & Employees, Budget Transfer-City Garage**

14. To: City Council

Please put the attached ordinances on the agenda for council approval. Thank you.

**ANTONIO SAVAGLIO-CITY ATTORNEY**

Moved by Lewis seconded by Surdyke receive and file, act on ordinances

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Business Registration:**

Alicia Duncan-Trinity Motors LLC-1754 Abbott Road-used car dealership

Moved by Lewis seconded by Leonard **TABLE** for further study

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Entertainment Licenses:**

**Class 1-Live Music and/or Mechanical Reproduction**

Murph's Warsaw Grill-1 Warsaw Avenue

Col. John B. Weber VFW #898-2909 South Park Avenue

Sonny Reds-1841 Abbott Road

Matthew Glab Post #1477-1965 Abbott Road

Lackawanna Grove-2847 South Park Avenue  
Ice House Pub LLC-715 Ridge Road  
Ernie Weber's Beef-N-Ale-3167 South Park Avenue

Moved by Lewis seconded by Surdyke to approve the above named Class 1 entertainment licenses  
Yeas: Iafallo, Leonard, Surdyke, Lewis Carried 4-0

**Class 2-Coin Operated Mechanical Reproduction**

American Legion Post #63-144 Kirby Avenue  
Daggerty's Inc/Cagney's Too-1254 Electric Avenue

Moved by Lewis seconded by Iafallo to approve above named Class 2 entertainment licenses  
Yeas: Iafallo, Leonard, Surdyke, Lewis Carried 4-0

**Ordinances:**

**(1) Budget Transfer-Fire Department**

**AN ORDINANCE AMENDING THE 2017-2018 BUDGET ORDINANCE ADOPTED JUNE 7, 2017**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York as follows:

**SECTION 1.** That the 2017-2018 Budget Ordinance adopted June 7, 2017 is hereby amended to increase appropriations for the Fire Department-Truck Parts and Tires and decrease appropriations for Fire Department-Repairs to Buildings and Equipment.

**SECTION 2.** That the 2017-2018 Budget Ordinance is hereby amended to increase by \$400.00 budget code A.3410.416 Fire Department-Truck Parts and Tires

**SECTION 3.** That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$400.00 budget code A.3410.443 Repairs to Buildings and Equipment

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Iafallo to adopt ordinance as written  
Yeas: Iafallo, Leonard, Surdyke, Lewis Carried 4-0

**(2) Budget Transfer-Animal Control**

**AN ORDINANCE AMENDING THE 2017-2018 BUDGET ORDINANCE ADOPTED JUNE 7, 2017**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York as follows:

**SECTION 1.** That the 2017-2018 Budget Ordinance adopted June 7, 2017 is hereby amended to increase appropriations for Control of Animals-Rodent Control Equipment and decrease appropriations for Control of Animals-Animal Control Shelter

**SECTION 2.** That the 2017-2018 Budget Ordinance is hereby amended to increase by \$100.00 Budget code A.3510.256 Control of Animals-Rodent Control Equipment

**SECTION 3.** That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$100.00 Budget code A.3510.255 Control of Animals-Animal Control Shelter

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Iafallo to adopt ordinance as written

**(3) Budget Transfer-Police Department-Uniforms**

**AN ORDINANCE AMENDING THE 2017-2018 BUDGET ORDINANCE ADOPTED JUNE 7, 2017**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York as follows:

**SECTION 1.** That the 2017-2018 Budget Ordinance adopted June 7, 2017 is hereby amended to increase appropriations for Police-Uniforms and Accessories

**SECTION 2.** That the 2017-2018 Budget Ordinance is hereby amended to increase by \$12,000.00 budget code A.3120.418 Police Uniforms and Accessories

**SECTION 3.** That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$1,000.00 budget code A.3120.405 Police-Departmental Supplies

**SECTION 4.** That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$4,000.00 budget code A.3120.422 Police-Electric

**SECTION 5.** That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$5,000.00 budget code A.3120.443 Police-Repairs to Equipment

**SECTION 6.** That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$2,000.00 budget code A.3120.444 Police-Service Contracts

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Surdyke to adopt ordinance as written

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**(4) Budget Transfer-DPW-Street Maintenance**

**AN ORDINANCE AMENDING THE 2017-2018 BUDGET ORDINANCE ADOPTED JUNE 7, 2017**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York as follows:

**SECTION 1.** That the 2017-2018 Budget Ordinance adopted June 7, 2017 is hereby amended to increase appropriations for Maintenance of Streets-Equipment and decrease fund balance

**SECTION 2.** That the 2017-2018 Budget Ordinance is hereby amended to increase by \$110,000.00 budget code A.5132.201 City Garage-Equipment

**SECTION 3.** That the 2017-2018 Budget Ordinance is hereby amended to decrease by \$110,000.00 of the City's Fund Balance

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Leonard adopt ordinance as written

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**(5) No Parking-Sharon Parkway**

**AN ORDINANCE AMENDING CHAPTER 215, TRAFFIC AND VEHICLES, OF THE CITY OF LACKAWANNA MUNICIPAL CODE**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 215.43 shall be amended as follows:

195. **Sharon Parkway**

**On the north side:**

No parking from the dead end to a point eighty (80) feet easterly of the east curb line of South Park from 4:00 p.m. Wednesday to 4:00 p.m. Sunday

No standing from the east curb line of South Park to a point eighty (80) feet easterly therefrom.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Surdyke adopt ordinance as written

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**(6) Truck Route System**

**AN ORDINANCE AMENDING CHAPTER 215, TRAFFIC AND VEHICLE, OF THE CITY OF LACKAWANNA MUNICIPAL CODE**

**BE IT ENACTED** y the City Council of the City of Lackawanna, New York that City Code Chapter 215.53 shall be amended as follows:

**215.53 Truck Route System**

C. All trucks; trailers; semi-trailers; and/or combinations thereof in excess of seven (7') feet in width; or twenty (20') feet in length or which body height is in excess of seven (7') feet are hereby excluded from parking on city streets, except that this provision shall not be construed to prohibit or prevent the delivery or pick-up of merchandise or other property on said streets by such excluded vehicles.

D. RESCIND

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Surdyke to adopt ordinance as written

Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**(7) Senior Bingo Inspector**

**AN ORDINANCE AMENDING CHAPTER 31, OFFICERS AND EMPLOYEES, OF THE CITY OF LACKAWANNA MUNICIPAL CODE**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 31 be amended to add the following:

**Section 31-13. Senior Bingo Inspector**

The City Clerk shall designate a Senior Bingo Inspector from the Municipal Bingo Inspectors appointed under §31-11. The Senior Bingo Inspector shall receive additional compensation in the amount of \$200.00 per year and in addition to the duties set forth in § 31-12, shall have the following duties:

**A.** Verifying the accuracy of the bingo reports

- B. Confirming that the proper number of bingo inspections are performed and conducted in an acceptable manner
  - C. Coordinating the bingo inspection process
  - D. Providing the City Clerk with the bingo reports in a timely manner
  - E. Other duties designated by the City Clerk relating to the conduct of bingo games
- THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Iafallo to adopt ordinance as written  
 Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**(8) Bingo Inspector-Term**

**AN ORDINANCE AMENDING CHAPTER 31, OFFICERS AND EMPLOYEES, OF THE CITY OF LACKAWANNA, MUNICIPAL CODE**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 31 be amended as follows:

**Section 31-1. Appointment; term; compensation**

The City Clerk, with the approval of the Council, shall appoint the Municipal Bingo Inspectors, and in no event shall he or she appoint more than 6 such inspectors pursuant to this article. Each Municipal Bingo Inspector shall be appointed to serve for a term of four years. The salary for these positions shall be established by resolution of the Council.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Iafallo to adopt ordinance as written  
 Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

**Executive Session:**

Moved by Lewis seconded by Iafallo to enter into executive session at 7:35 PM  
 Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

Meeting reconvened at 8:03 PM

**Roll Call: Council: Present: Iafallo, Leonard, Surdyke, Lewis**

**Adjournment:**

Moved by Lewis seconded by Surdyke meeting adjourn  
 Yeas: Iafallo, Leonard, Surdyke, Lewis

Carried 4-0

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Keith E. Lewis, Council President

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Jeffrey P. DePasquale, City Clerk